

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-01739-TJK**

GOVERNMENT ACCOUNTABILITY & OVERSIGHT P.C. v. UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES
Assigned to: Judge Timothy J. Kelly
Cause: 05:552 Freedom of Information Act

Date Filed: 07/25/2018
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**GOVERNMENT ACCOUNTABILITY
& OVERSIGHT P.C.**

represented by **Jason T. Miller**
GOVERNMENT ACCOUNTABILITY
AND OVERSIGHT
4008 Ferrara Drive
Silver Spring, MD 20906
(269) 841-0046
Email: 61miller@cua.edu
TERMINATED: 11/08/2018
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Christopher Cochran Horner
GOVERNMENT ACCOUNTABILITY &
OVERSIGHT P.C.
1489 Kinross Lane
Keswick, VA 22947
(202) 262-4458
Fax: (434) 202-1237
Email: chris@chornerlaw.com
ATTORNEY TO BE NOTICED

V.

Defendant

**UNITED STATES DEPARTMENT OF
HEALTH AND HUMAN SERVICES**

represented by **Denise M. Clark**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-6605
Fax: (202) 252-2599
Email: denise.clark@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|------------|----------|--|
| 07/25/2018 | <u>1</u> | COMPLAINT <i>FILED</i> against UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES <i>HHS</i> (Filing fee \$ 400 receipt number 0090-5605024) filed by GOVERNMENT ACCOUNTABILITY & OVERSIGHT P.C.. (Attachments: # <u>1</u> Civil Cover Sheet Civil Cover Sheet, # <u>2</u> Summons Request for Summons HHS, # <u>3</u> Summons Request for Summons DoJ, # <u>4</u> Summons Request for Summons USADC)(Horner, Christopher) (Entered: 07/25/2018) |
| 07/25/2018 | <u>2</u> | NOTICE <i>OF CONSENT TO MAGISTRATE</i> by GOVERNMENT ACCOUNTABILITY & OVERSIGHT P.C. (Horner, Christopher) (Entered: 07/25/2018) |

| | | |
|------------|-----------|---|
| 07/26/2018 | | Case Assigned to Judge Timothy J. Kelly. (zsb) (Entered: 07/26/2018) |
| 07/26/2018 | <u>3</u> | NOTICE of Appearance by Jason T. Miller on behalf of All Plaintiffs (Miller, Jason) (Entered: 07/26/2018) |
| 07/26/2018 | <u>4</u> | REQUEST FOR SUMMONS TO ISSUE <i>to ATTORNEY GENERAL and US ATTORNEY</i> filed by GOVERNMENT ACCOUNTABILITY & OVERSIGHT P.C.. (Attachments: # <u>1</u> Summons Request for Summons Attorney General, # <u>2</u> Summons Request for Summons USADC)(Horner, Christopher) (Entered: 07/26/2018) |
| 07/27/2018 | <u>5</u> | SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. Attorney and U.S. Attorney General, (tth); Modified event text on 7/27/2018 (tth). (Entered: 07/27/2018) |
| 07/30/2018 | <u>6</u> | REQUEST FOR SUMMONS TO ISSUE <i>to UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES HHS</i> filed by GOVERNMENT ACCOUNTABILITY & OVERSIGHT P.C..(Miller, Jason) (Main Document 6 replaced on 7/30/2018) (zth). Modified to remove header on 7/30/2018 (tth). (Entered: 07/30/2018) |
| 07/30/2018 | <u>7</u> | SUMMONS (1) Reissued Electronically as to UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (tth) (Entered: 07/30/2018) |
| 08/09/2018 | <u>8</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 8/3/2018. Answer due for ALL FEDERAL DEFENDANTS by 9/2/2018. (Miller, Jason) (Entered: 08/09/2018) |
| 08/09/2018 | <u>9</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 08/03/2018. (Miller, Jason) (Entered: 08/09/2018) |
| 08/17/2018 | <u>10</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES served on 8/3/2018 (Miller, Jason) (Entered: 08/17/2018) |
| 09/04/2018 | <u>11</u> | NOTICE of Appearance by Denise M. Clark on behalf of UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (Clark, Denise) (Entered: 09/04/2018) |
| 09/04/2018 | <u>12</u> | ANSWER to Complaint by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES.(Clark, Denise) (Entered: 09/04/2018) |
| 09/05/2018 | | MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties shall meet, confer, and file a joint proposed schedule for briefing or disclosure by September 25, 2018. Signed by Judge Timothy J. Kelly on 9/5/2018. (lctjk2) (Entered: 09/05/2018) |
| 09/05/2018 | | Set/Reset Deadlines: Joint Proposed Briefing Schedule or Disclosure due by 9/25/2018. (kh) (Entered: 09/05/2018) |
| 09/21/2018 | <u>13</u> | Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Clark, Denise) (Entered: 09/21/2018) |
| 09/23/2018 | | MINUTE ORDER: In light of the parties' <u>13</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report, including, if necessary, a proposed briefing schedule, by November 7, 2018. Signed by Judge Timothy J. Kelly on 9/23/2018. (lctjk2) (Entered: 09/23/2018) |
| 11/07/2018 | <u>14</u> | Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Clark, Denise) (Entered: 11/07/2018) |
| 11/08/2018 | | MINUTE ORDER: In light of the parties' <u>14</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report, including, if necessary, a proposed briefing schedule, by December 7, 2018. Signed by Judge Timothy J. Kelly on 11/8/2018. (lctjk2) (Entered: 11/08/2018) |
| 11/08/2018 | <u>15</u> | NOTICE OF WITHDRAWAL OF APPEARANCE as to GOVERNMENT ACCOUNTABILITY & OVERSIGHT P.C.. Attorney Jason T. Miller terminated. (Miller, Jason) (Entered: 11/08/2018) |

| | | |
|------------|-----------|---|
| 12/07/2018 | <u>16</u> | Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Clark, Denise) (Entered: 12/07/2018) |
| 12/07/2018 | | MINUTE ORDER: In light of the parties' <u>16</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report, including, if necessary, a proposed briefing schedule, by January 7, 2019. Signed by Judge Timothy J. Kelly on 12/7/2018. (lctjk2) (Entered: 12/07/2018) |
| 01/04/2019 | <u>17</u> | Consent MOTION to Stay (<i>Defendant's Consent Motion to Stay Proceedings in Light of Lapse of Appropriations</i>) by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (Clark, Denise) (Entered: 01/04/2019) |
| 01/04/2019 | | MINUTE ORDER: It is hereby ORDERED that the deadline set forth in the Court's Minute Order of December 7, 2018, to submit a joint status report, including, if necessary, a proposed briefing schedule, is extended to January 28, 2019. Signed by Judge Timothy J. Kelly on 1/4/2019. (lctjk2) (Entered: 01/04/2019) |
| 01/24/2019 | | MINUTE ORDER: It is hereby ORDERED that the deadline set forth in the Court's Minute Order of January 4, 2019, to submit a joint status report, including, if necessary, a proposed briefing schedule, is extended to March 4, 2019. Signed by Judge Timothy J. Kelly on 1/24/2019. (lctjk2) (Entered: 01/24/2019) |
| 01/29/2019 | | MINUTE ORDER denying Defendant's <u>17</u> Unopposed Motion to Stay. In light of the restoration of funding to the Department of Justice, it is hereby ORDERED that Defendant's motion is DENIED AS MOOT. Signed by Judge Timothy J. Kelly on 1/29/2019. (lctjk2) (Entered: 01/29/2019) |
| 02/28/2019 | <u>18</u> | Joint STATUS REPORT <i>filed on behalf of both parties</i> by GOVERNMENT ACCOUNTABILITY & OVERSIGHT P.C.. (Horner, Christopher) (Entered: 02/28/2019) |
| 03/01/2019 | | MINUTE ORDER: In light of the parties' <u>18</u> Joint Status Report, it is hereby ORDERED that the parties shall file, no later than April 8, 2019, a further joint status report updating the Court on their settlement negotiations. Signed by Judge Timothy J. Kelly on 3/1/2019. (lctjk2) (Entered: 03/01/2019) |